CMPMO No. 22 of 2007.

8.8.2007 Present: Mr. Sanjay Dutt Vasudeva, Advocate, for the petitioner.

Mr. B.S. Ranjan, Advocate, for the respondents.

Both the Courts below have concurrently held that the partition had been effected and by virtue of that the defendants/respondents had become owner of the property in possession. It is on this ground that the discretionary relief of temporary injunction was declined to the petitioner/ plaintiff. No interference is called for. The petition is dismissed.

CMP No.50 of 2007.

In view of the dismissal of the main petition this application is also dismissed.

August 8, 2007. **(V.K. Gupta), C.J.**
(rc)